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Model Plan Trustee: Marshall Stearns Waughn

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

) Case No. \_\_\_\_ B \_\_\_\_\_

	Debtors. ) □ Modified Chapter 13 Plan, dated		
$\Box$ A check in this box indicates that the plan contains special provisions, set out in Section G. Otherwise, the plan includes no provisions deviating from the model plan adopted by the court at the time of the filing of this case.			
Section A	1. As stated in the debtor's Schedule I and J, (a) the number of persons in the debtor's household is		
Budget items	(b) their ages are; (c) total household monthly income is \$: and (d) total monthly household expenses are \$, leaving \$ available monthly for plan payments.		
	2. The debtor's Schedule J includes \$ for charitable contributions; the debtor represents that the debtor made substantially similar contributions for months prior to filing this case.		
Section B  General items	1. The debtor assumes only the unexpired leases and executory contracts listed in Section G of this plan; all other unexpired leases and executory contracts are rejected. Both assumption and rejection are effective as of the date of plan confirmation.		
uents	2. Claims secured by a mortgage on real property of the debtor, set out in Section C or in Paragraph 2 of Section E of this plan, shall be treated as follows:		
	(a) <i>Prepetition defaults</i> . If the debtor pays the cure amount specified in Paragraph 5 of Section E, while timely making all required postpetition payments, the mortgage will be reinstated according to its original terms, extinguishing any right of the mortgagee to recover any amount alleged to have arisen prior to the filing of the petition.		
	(b) Costs of collection. Costs of collection, including attorneys' fees, incurred by the holder after the filing of this bankruptcy case and before the final payment of the cure amount specified in Paragraph 5 of Section E may be added to that cure amount pursuant to order of the court on motion of the holder.		
	3. The holder of any claim secured by a lien on property of the estate, other than a mortgage treated in Section C or in Paragraph 2 of Section E, shall retain the lien until the earlier of (a) payment of the underlying debt determined under nonbankruptcy law, or (b) discharge under 11 U.S.C. § 1328, at which time the lien shall terminate and be released by the creditor.		
	4. The debtor shall retain records, including all receipts, of all charitable donations listed in Schedule J.		
Section C	☐ The debtor will make no direct payments to creditors holding prepetition claims. /or/		
Direct payment of claims by debtor	☐ The debtor will make current monthly payments, as listed in the debtor's Schedule J-increased or decreased as necessary to reflect changes in variable interest rates, escrow requirements, collection costs, or similar matters-directly to the following creditors holding claims secured by a mortgage on the debtor's real property:		
	Creditor:, monthly payment, \$; Creditor:, monthly payment, \$		
	If this box is $\Box$ checked, additional direct mortgage payments are listed on the overflow page.		

In re:

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Section D  Payments by debtor to the trustee; plan term and comple- tion	1. Initial plan term. The debtor will pay to the trustee \$monthly formonths [and \$monthly for an additionalmonths], for total payments, during the initial plan term, of \$ [Enter this amount on Line 1 of Section H.]  2. Adjustments to initial term. If the amount paid by the debtor to the trustee during the initial plan term does not permit payment of general unsecured claims as specified in Paragraphs 8 and 9 of Section E, then the debtor shall make additional monthly payments, during the maximum plan term allowed by law, sufficient to permit the specified payments.  3. Plan completion.   The plan will conclude before the end of the initial term, as adjusted by Paragraph 2, only at such time as all allowed claims are paid in full, with any interest required by the plan /or/  The plan will conclude before the end of the initial term at any time that the debtor pays to the trustee the full amounts specified in Paragraphs 1 and 2.
Section E	The trustee shall disburse payments received from the debtor under this plan as follows:
Disburse- ments by the trustee	1. Trustee's fees. Payable monthly, as authorized; estimated at% of plan payments; and during the initial plan term, totaling \$ [Enter this amount on Line 2a of Section H.]
	2. Current mortgage payments. Payable according to the terms of the mortgage, as set forth below, beginning with the first payment due after the filing of the case. Each of these payments shall be increased or decreased by the trustee as necessary to reflect changes in variable interest rates, escrow requirements, or similar matters; the trustee shall make the change in payments as soon as practicable after receipt of a notice of the change issued by the mortgage holder, but no later than 14 days after such receipt. The trustee shall notify the debtor of any such change at least 7 days before putting the change into effect. Any current mortgage payment made by the debtor directly to the mortgagee shall be deducted from the amounts due to be paid by the trustee under this plan.  (a) To creditor, monthly payments of \$, monthly payments of \$
	These payments, over the term of the plan, are estimated to total \$
	(b) To creditor, monthly payments of \$  These payments, over the term of the plan, are estimated to total \$  If this box □ is checked, additional current mortgage payments are listed on the overflow page.  The total of all current mortgage payments to be made by the trustee under the plan is estimated to be \$ [Enter this amount on Line 2b of Section H.]  3.1. Other claims secured by value in collateral. All secured claims, other than mortgage claims treated above
	and claims treated in Paragraph 3.2, are to be paid in full during the plan term, with interest at the annual
	percentage rates and in the fixed monthly amounts specified below regardless of contrary proofs of claim
	(subject to reduction with the consent of the creditor):
	(a) Creditor: Collateral:
	Amount of secured claim: \$ APR% Fixed monthly payment: \$;
	Total estimated payments, including interest, on the claim: \$   Check if non-PMSI
	(b) Creditor: Collateral: Amount of secured claim: \$ APR% Fixed monthly payment: \$;  Total estimated payments, including interest, on the claim: \$ □ Check if non-PMSI

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Section E  Disburse- ments by the trustee		are listed on the overflow page. [All claims in the debtor's d claims for which the collateral has no value, must be
	The total of all payments on these secured claims, [Enter this amount on Line 2c of Section H.]	including interest, is estimated to be \$
	has no value or that is fully encumbered by liens w	The following claims are secured by collateral that either with higher priority. No payment will be made on these extent that the claims are allowed, they will be paid as of this section.
	(a) Creditor:	Collateral:
	(b) Creditor:	Collateral:
	If this box □ is checked, additional claims covered	by this paragraph are listed on the overflow page.
	4. Priority claims of debtor's attorney. Payable in debtor's attorney is estimated to be \$	amounts allowed by court order. The total claim of[Enter this amount on Line 2d of Section H.]
	arrears payable may be reduced either with the commotion of the debtor with notice to the trustee and	f a notice of reduction consented to by the mortgagee
	(a) To creditor payable monthly from ava  □ without interest /or/ □ with interest at an annua  These arrearage payments, over the term of the pl	ilable funds, pro rata with other mortgage arrears, l percentage rate of
	(b) To creditor	
	arrears of \$ payable monthly from ava  □ without interest /or/ □ with interest at an annua  These arrearage payments, over the term of the p	
	If this box $\square$ is checked, additional mortgage ar The total of all mortgage arrearage payments to b to be \$ [Enter this amount on	
	rata basis. The total of all payments on non-attornation is estimated to be \$ claim for which the proof of claim asserts both sec	debtor's attorney. Payable in full, without interest, on a pro- ey priority claims to be made by the trustee under the plan [Enter this amount on Line 2f of Section H.] Any ured and priority status, but which is not identified as se- ill be treated under this paragraph to the extent that the
	claim: shall be paid at% of the allowe	class consisting of the following non-priority unsecured d amount. The total of all payments to this special class is at on Line 2g of Section H.] Reason for the special

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	8. General unsecured claims (GUCs). All allowed nonpriority unsecured claims, not specially classified, including unsecured deficiency claims under 11 U.S.C. § 506(a), shall be paid, pro rata, □ in full, /or / □ to the extent possible from the payments set out in Section D, but not less than % of their allowed amount. [Enter minimum payment percentage on Line 4b of Section H.] Any claim for which the proof of claim asserts secured status, but which is not identified as secured in section C, or Paragraphs 2, 3.1, 3.2 or 5 of this section, will be treated under this paragraph to the extent that the claim is allowed without priority.  9. Interest. □ Interest shall not be paid on unsecured claims /or / □ interest shall be paid on unsecured claims, including priority and specially classified claims, at an annual percentage rate of%. [Complete Line 4d of Section H to reflect interest payable.]		
Section F Priority	The trustee shall pay the amounts specified in Section E of this Plan in the following order of priority, with claims in a given level of priority reduced proportionately in the event of insufficient plan payments: (1) trustee's fee; (2) current mortgage payments; (3) secured claims listed in Section E, Paragraph 3.1; (4) priority claims of the debtor's attorney; (5) mortgage arrears; (6) priority claims other than those of the debtor's attorney; (7) specially classified non-priority unsecured claims; and (8) general unsecured claims.		
Section G Special terms	Notwithstanding anything to the contrary set forth above, this Plan shall include the provisions set forth in the box following the signatures. The provisions will not be effective unless there is a check in the notice box preceding Section A.		
Section H Summary of payments to and from the trustee	<ol> <li>Total payments from the debtor to the Chapter 13 trustee (subject to Paragraph 2 of Section D)</li> <li>Estimated disbursements by the trustee for non-GUCs (general unsecured claims):         <ul> <li>(a) Trustee's Fees</li> <li>(b) Current mortgage payments</li> <li>(c) Payments of other allowed secured claims</li> <li>(d) Priority payments to debtor's attorney</li> <li>(e) Payments of mortgage arrears</li> <li>(f) Payments of non-attorney priority claims</li> <li>(g) Payments of specially classified unsecured claims</li> </ul> </li> <li>(h) Total [add Lines 2a through 2g]</li> <li>Estimated payments available for GUCs and interest during initial plan term [subtract Line 2h from Line 1]</li> <li>(4) Estimated payments required after initial plan term:         <ul> <li>(a) Estimated total GUCs, including unsecured deficiency claims under § 506(a)</li> <li>(b) Minimum GUC payment percentage</li> <li>(c) Estimated minimum GUC payment [multiply line 4a by line 4b]</li> <li>(d) Estimated interest payments on unsecured claims</li> <li>(e) Total of GUC and interest payments [add Lines 4c and 4d]</li> <li>(f) Payments available during initial term [enter Line 3]</li> <li>(g) Additional payments required [subtract Line 4f from line 4e]</li> </ul> </li> </ol>	\$	\$ \$ \$

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	<ul><li>(5) Additional payments available:</li><li>(a) Debtor's monthly payment less trustee's fees and cur-</li></ul>	\$
	rent mortgage payments made by the trustee	
	<ul><li>(b) Months in maximum plan term after initial term</li><li>(c) Payments available [multiply line 5a by line 5b]</li></ul>	<b>\$</b>
Section I	A check in this box indicates that the debtor consents to immediate entry of an order directing the	
Payroll Control	debtor's employer to deduct from the debtor's wages the amount specified in Paragraph 1 of Section D and to pay that amount to the trustee on the debtor's behalf. If this is a joint case, details of the deductions from each spouse's wages are set out in Section G.	
Signatures	Debtor(s) [Sign only if not represented by an attorney]	
		Date
	Debtor's Attorney/s/	Date
Attorney Information (name, address, telephone, etc.)		
Special Terms [as provided in Section G]		

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## **Overflow Page** [Attach only if necessary]

<b>Section C</b>	Creditor:, monthly payment, \$;			
Direct	Creditor:, monthly payment, \$			
payment of claims	Creditor:, monthly payment, \$			
by debtor				
Section E	2. Current mortgage payments.			
Dishaara	(c) To creditor, monthly payments of \$			
Disburse- ments by	(d) To creditor monthly payments of \$			
the	These payments over the term of the plan are estimated to total \$			
truste	(e) To creditor , monthly payments of \$			
	(c) To creditor, monthly payments of \$  These payments, over the term of the plan, are estimated to total \$  (d) To creditor, monthly payments of \$  These payments, over the term of the plan, are estimated to total \$  (e) To creditor, monthly payments of \$  These payments, over the term of the plan, are estimated to total \$			
	3.1 Other claims secured by value in collateral.  (c) Creditor: Collateral:			
	Amount of secured claim: \$ APR Fixed monthly payment: \$;			
	Total estimated payments, including interest, on the claim: \$ \( \subseteq \text{Check if non-PMSI} \)			
	(d) Creditor: Collateral: Amount of secured claim: \$ APR % □ Fixed monthly payment: \$ ;			
	Amount of secured claim: \$APR%   Fixed monthly payment: \$;			
	Total estimated payments, including interest, on the claim: \$ □ Check if non-PMSI			
	(e) Creditor: Collateral:			
	Amount of secured claim: \$APR%  □ Fixed monthly payment: \$;			
	Total estimated payments, including interest, on the claim: \$ □ Check if non-PMSI (f) Creditor: Collateral:			
	Amount of secured claim: \$APR%   Fixed monthly payment: \$;			
	Total estimated payments, including interest, on the claim: \$ □ Check if non-PMSI			
	3.2 Other secured claims treated as unsecured.			
	(c) Creditor: Collateral:			
	(d) Creditor: Collateral:			
	(e) Creditor: Collateral:			
	(f) Creditor: Collateral:			
	5. Mortgage arrears. (c) To creditor			
	(c) To creditor			
	□ without interest /or/ □ with interest at an annual percentage rate of%.			
	These arrearage payments, over the term of the plan, are estimated to total \$			
	(d) To creditor			
	arrears of \$, payable monthly from available funds, pro rata with other mortgage arrears,			
	These arrearage payments, over the term of the plan, are estimated to total \$			
	(e) To creditor			
	(e) To creditor			
	1 6			
	These arrearage payments, over the term of the plan, are estimated to total \$			